Application No.: 10/019,048 Inventor: HEINZ et al.

Reply to Office Action of 19 October 2006

Docket No.: 0093/000032

Amendments to the Claims:

- (currently amended) A process of preparing <u>an</u> unsaturated fatty <u>acid</u> <u>acids</u>, which
 comprises introducing, into an organism, at least one isolated nucleic acid sequence
 encoding a polypeptide having Δ6-desaturase activity, selected from the group consisting
 of:
 - a) A nucleic acid sequence having the sequence shown in SEQ ID NO: 1,
 - b) nucleic acid sequences which, as a result of the degeneracy of the genetic code, are derived from the sequence shown in SEQ ID NO: 1, and
 - c) derivatives a derivative of the nucleic acid sequence shown in SEQ ID NO: 1 which encode polypeptides encodes the polypeptide with the amino acid sequence sequences shown in SEQ ID NO: 2 and have has at least 85% 95% homology at the amino acid level without substantially reducing the enzymatic action Δ6-desaturase activity of the polypeptide polypeptides,

and culturing this the organism, where wherein the cultured organism contains at least 1 mol% of unsaturated fatty acid acids based on the total fatty acid content in the organism.

- 2. (currently amended) The process as claimed in claim 1, wherein the <u>isolated</u> nucleic acid sequence is derived from a plant or <u>an alga algae</u>.
- 3. (currently amended) The process a claimed in claim 1, wherein the <u>isolated</u> nucleic acid sequence is derived from Physcomitrella patens.
- 4. (currently amended) The process as claimed in claim 1, wherein the organism is an organism selected from the group consisting of <u>a</u> bacterium, <u>a</u> fungus, <u>a</u> ciliate, <u>an algaalgae</u>, <u>a</u> cyanobacterium, <u>an</u> animal and <u>a</u> plant.
- 5. (currently amended) The process as claimed in claim 1, wherein the organism is a plant

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or an alga algae.

- 6. (previously presented) The process as claimed in claim 1, wherein the organism is an oil crop.
- 7. (currently amended) The process as claimed in claim 1, wherein the cultured organism contains at least 5% by weight of the unsaturated fatty acid acids based on the total fatty acid content in the organism.
- 8. (currently amended) The process as claimed in claim 1, wherein the unsaturated fatty acids are acid is isolated from the organism.
- 9. (currently amended) A transgenic organism selected from the group consisting of <u>a plant</u> plants, <u>a fungus</u> fungi, <u>a ciliate eiliates</u>, <u>an alga algae</u>, <u>a bacterium bacteria</u>, <u>and a cyanobacterium eyanobacteria and animals</u> comprising at least one isolated nucleic acid sequence encoding a polypeptide with Δ6-desaturase activity, selected from the group consisting of:
 - a) A nucleic acid sequence having the sequence shown in SEQ ID NO: 1,
 - b) <u>a</u> nucleic acid sequence sequences which, as a result of the degeneracy of the genetic code, are derived from the sequence shown in SEQ ID NO: 1, and
 - c) <u>a derivative</u> derivatives of the nucleic acid sequence shown in SEQ ID NO: 1 which encode polypeptides encodes the polypeptide with the amino acid sequence sequences shown in SEQ ID NO: 2 and have has at least 85% homology at the amino acid level without substantially reducing the Δ6-desaturase action activity of the polypeptide polypeptides.
- 10. (currently amended) A transgenic organism as claimed in claim 9, wherein the organism is a plant or an <u>alga</u> algae.

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11. (withdrawn) An oil, lipid or fatty acid or fraction thereof, prepared by the process as claimed in claim 1.

- 12. (withdrawn) The use of the oil, lipid or fatty acid composition as claimed in claim 11 or of a transgenic organism in feed, foodstuffs, cosmetics or pharmaceuticals.
- 13. (new) An isolated nucleic acid comprising SEQ ID NO: 1.
- 14. (new) The isolated nucleic acid of claim 13, which is at least 90% homologous with the complement of SEQ ID NO: 1 and has not less than 30% of the enzymatic activity of SEQ ID NO: 2.
- 15. (new) The isolated nucleic acid of claim 13, which is at least 90% homologous with the complement of SEQ ID NO: 1 and has not less than 100% of the enzymatic activity of SEQ ID NO: 2.
- 16. (new) The isolated nucleic acid of claim 13, which is at least 90% homologous with the complement of SEQ ID NO: 1 and has not less than 110% of the enzymatic activity of SEQ ID NO: 2.
- 17. (new) The isolated nucleic acid of claim 13, which is at least 90% homologous with the complement of SEQ ID NO: 1 and has not less than 130% of the enzymatic activity of SEQ ID NO: 2.